

IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT :

THE HONOURABLE MR. JUSTICE PIUS C.KURIAKOSE

FRIDAY, THE 9TH FEBRUARY 2007 / 20TH MAGHA 1928

WP(C).No. 4536 of 2007(M)

PETITIONER:

P.N. JAYAN,
S/O. P.K. NARAYANAN, AGED 56 YEARS,
RETIRED BALCKSMITH, K.S.R.T.C., REGIONAL WORKSHOP,
ALUVA, RESIDING AT PUTHUKADUPARAMBIL.
JANATHA ROAD, PANANGADU, KOCHI.

BY ADV. SRI.C.A.CHACKO
SMT.C.M.CHARISMA
SRI.N.A.SHAFAEEK

RESPONDENTS:

1. THE MANAGING DIRECTOR,
K.S.R.T.C., TRANSPORT BHAVAN,
THIRUVANANTHAPURAM.
2. THE MECHANICAL ENGINEER,
K.S.R.T.C., ALUVA.

BY ADV. SRI. K. PRABHAKARAN, SC.

THIS WRIT PETITION (CIVIL) HAVING COME UP FOR ADMISSION
ON 09/02/2007, THE COURT ON THE SAME DAY DELIVERED THE
FOLLOWING:

PIUS C. KURIAKOSE, J.

W.P.(C) No. 4536 OF 2007

Dated this the 9th day of February, 2007

JUDGMENT

Sri.K. Prabhakaran, Standing Counsel takes notice on behalf of 1st respondent. The petitioner who retired from the KSRTC only on 31.7.06 seeks out of turn release of his retiral benefits on various reasons including the reason that his daughter is getting married on the 22nd of April 2007. Ext.P2 is the Vivaha Pathrika issued by the SNDP, Panangad Branch and it appears to me that Ext.P2 is a genuine document. A Division Bench of this Court by judgment in WA No.1775 of 2004 ruled that out of turn release of the retiral benefits can be made in spite of the guidelines formulated pursuant to an earlier Division Bench judgment in WA No.289 of 2001, so as to enable the retired employees of KSRTC to meet extremely essential family necessities such as marriages of children.

Under these circumstances, this Writ Petition will stand disposed of with the following directions:

The respondents will release to the petitioner all the amounts

due to him on account of commuted value of pension within six weeks of receiving a copy of this judgment. The amount shall be paid by means of an instrument encashable at par in any bank at Ernakulam.

PIUS C. KURIAKOSE, JUDGE

btt

